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Attorneys for Defendants

Alfonso Alvarez, Jason Arrey, Robert Ashcraft, Stacy Barrett, Jay Barth, Jeremy Bean, Jessie Brightwell, Willie Clayton, Jacob Corey, Charles Daniels, Christopher Flynn, Benedicto Gutierrez, Monique Hubbard-Pickett, Calvin Johnson, Gregory Martin, Michael Minev, Teddy Miro, Ty Nakatani, Dean Ontiveros, Ariel Ortiz, Gary Piccinini, Steve Prentice, Konelio Salavea, Gustavo Sanchez, and Harold Wickham

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KEITH PAUL BIRD,

Plaintiff,

v.

CHARLES DANIELS, *et al.*,

Defendants.

Case No. 2:21-cv-00108-ART-DJA

**MOTION TO EXTEND TIME TO
FILE MEDIATION BRIEF
(First Request)**

Defendants, Alfonso Alvarez, Jason Arrey, Robert Ashcraft, Stacy Barrett, Jay Barth, Jeremy Bean, Jessie Brightwell, Willie Clayton, Jacob Corey, Charles Daniels, Christopher Flynn, Benedicto Gutierrez, Monique Hubbard-Pickett, Calvin Johnson, Gregory Martin, Michael Minev, Teddy Miro, Ty Nakatani, Dean Ontiveros, Ariel Ortiz, Gary Piccinini, Steve Prentice, Konelio Salavea, Gustavo Sanchez, and Harold Wickham, hereby move, pursuant to Fed. R. Civ. P. 6(b) and Local Rules IA 6-1 to extend the

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1 deadline to file their mediation brief established by Court Order (ECF No. 23) by seven
2 (7) days from Friday, May 13, 2022, to Friday, May 20, 2022.

3 DATED this 13th day of May, 2022.

4 AARON D. FORD
5 Attorney General

6 By: /s/ Chris Davis
7 CHRIS DAVIS (Bar No. 6616)
8 Deputy Attorney General

9 *Attorneys for Defendants*

10 POINTS AND AUTHORITY

11 Pursuant to Fed. R. Civ. P. 6(b), the “court may, for good cause, extend the time . . .
12 with or without motion or notice . . . if a request is made, before the original time or its
13 extension expires.” Defendants seek a seven (7) day extension to the deadline to file their
14 mediation brief established by Court Order (ECF No. 23). Good cause is present to grant
15 an extension because this case involves three (3) claims with thirty-two individual
16 defendants. While counsel for Defendants has diligently attempted to timely complete
17 with the deadline, counsel has not yet secured all of the documents necessary to draft the
18 mediation brief. Plaintiff will not be prejudiced because the contents of the brief is
19 confidential. As the mediation is scheduled on May 27, 2022, the mediator will still have
20 one week to review the ten (10) page brief prior to the mediation. Accordingly,
21 Defendants respectfully request that the extension be granted for good cause. *See*
22 *Ahanchian v. Xenon Pictures, Inc.*, 624 F.3d 1253, 1260, (9th Cir. 2010) (holding that the
23 “district court abused its discretion in denying party’s timely motion” to extend time
24 because the party “demonstrated the ‘good cause’ required by Rule 6, and because there
25 was no reason to believe that [the party] was acting in bad faith or was misrepresenting
26 his reasons for asking for the extension”).

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CONCLUSION

For the forgoing reasons, and for GOOD cause appearing, the Defendants respectfully request to extend the deadline to file their mediation brief established by Court Order (ECF No. 23) by seven (7) days from Friday, May 13, 2022, to Friday, May 20, 2022.

DATED this 13th day of May, 2022.


AARON D. FORD
Attorney General

By: /s/ Chris Davis
CHRIS DAVIS (Bar No. 6616)
Deputy Attorney General

Attorneys for Defendants

IT IS SO ORDERED.

Dated: May 16, 2022


UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I certify that I am an employee of the State of Nevada, Office of the Attorney General, and that on May 13, 2022, I electronically filed the foregoing **MOTION TO EXTEND TIME TO FILE MEDIATION BRIEF (First Request)** via this Court's electronic filing system. Parties who are registered with this Court's electronic filing system will be served electronically.

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Plaintiff, Pro Se

/s/ Carol A. Knight
CAROL A. KNIGHT, an employee of the
Office of the Nevada Attorney General